

1 [Parties and Counsel Listed on Signature Pages]
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UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

10 IN RE: SOCIAL MEDIA ADOLESCENT
11 ADDICTION/PERSONAL INJURY PRODUCTS
12 LIABILITY LITIGATION

This Document Relates To:

ALL ACTIONS

MDL No. 3047

Case No. 4:22-md-03047-YGR (PHK)

**JOINT STATUS REPORT ON
DISCOVERY FOR FEBRUARY 13, 2025
DISCOVERY MANAGEMENT
CONFERENCE**

Judge: Hon. Yvonne Gonzalez Rogers

Magistrate Judge: Hon. Peter H. Kang

1 Pursuant to Discovery Management Order (“DMO”) No. 2 (ECF 606), the Personal Injury (“PI”)
 2 and School District and Local Government Entity (“SD”) Plaintiffs, State Attorneys General (“State
 3 AGs”), and Defendants submit this agenda and joint statement in advance of the February 13, 2025,
 4 Discovery Management Conference (“DMC”).

5 **I. Undisputed Administrative Issues the Parties Would Like to Bring to the Court’s Attention**
 6 **Which Do Not Require Court Action**

7 **A. Meta v. State AGs**

8 Some states’ agencies have met the substantial completion deadlines most recently ordered by
 9 Magistrate Judge Kang on December 31, 2024 (ECF 1495), and others have not, including some who
 10 have requested extensions of their deadlines. Meta and the State AGs are meeting and conferring about
 11 whether they can reach agreement on a global extension of all states’ agencies’ substantial completion
 12 deadlines, accompanied by an extension of Meta’s deadline, in turn, to complete depositions. The
 13 Parties expect to present any agreement on these extensions they are able to reach via a stipulation and
 14 proposed order to be submitted before the DMC.

15 **II. Administrative Issues that Are Disputed or Require Court Action**

16 The Parties do not have any disputed administrative issues that they would like to bring to the
 17 Court’s attention.

18 **III. Ripe Disputes for Which Joint Letter-Briefs (“JLBs”) Have Already Been Filed or Will Be**
 19 **Filed Imminently**

20 **A. Meta v. Plaintiffs**

21 1. Whether and how to count time used by non-MDL/JCCP plaintiffs (namely, AGs
 22 from non-MDL states) at depositions with respect to MDL deposition time limits,
 23 and whether those limits should be expanded if additional witnesses are added to
 24 Meta’s initial disclosures who have not previously been identified for deposition

25 **B. Meta v. State AGs**

26 2. Meta’s 30(b)(6) Deposition Notices to States: Topics (JLB to be filed on February
 27 10, 2025)

1 **IV. Unripe Disputes**

2 **A. Defendants v. PI Bellwether Plaintiffs**

3 1. Plaintiff Jessica Smith's clawback of communications based upon the
4 patient/therapist privilege and Defendants' request for certain medical records
5 from Plaintiff Jessica Smith
6 2. Defendants' production of bellwether-specific data
7 3. RFPs held in abeyance
8 4. Deposition notices

9 **B. Defendants v. SD Bellwether Plaintiffs**

10 1. Addition of Hillsborough custodians
11 2. Depositions of summary judgment and/or trial witnesses
12 3. Defendants' request to expand SD BW Plaintiff deposition cap for DeKalb
13 4. SD BW Plaintiff preservation/collection and litigation hold issues
14 5. Collection and production of Jordan SD custodian Bryce Dunford's emails from
15 personal account
16 6. District-specific RFPs
17 7. Jordan SD-specific search terms
18 8. Dismissal of non-BW SD cases for failure to submit PFS and SUP-PFS by
19 Court's Implementation Order deadlines
20 9. Bellwether School District RFP Set A

21 **C. Meta and Snap Defendants v. Plaintiffs**

22 1. Stipulated Source Code Protective Order

23 **D. Meta v. Plaintiffs**

24 1. Interrogatories relating to Plaintiff-specific affirmative defenses
25 2. Meta's responses to Interrogatory No. 1 and Plaintiffs' Second, Third, Fourth, and
26 Fifth Set of Interrogatories
27 3. Meta's responses to Plaintiff's First Set of Requests for Admission

- 1 4. Meta's written interrogatory responses from Meta Related Actions
- 2 5. Plaintiffs' ability to share Highly Confidential documents with Apex witnesses

3 **E. Meta v. State AGs**

- 4 1. Possible extensions of State/agency substantial completion and deposition
- 5 deadlines
- 6 2. Hours allowance for Meta's depositions of State witnesses (if anticipated
- 7 resolution not reached)
- 8 3. State AGs' responses to Meta's First Set of Interrogatories Nos. 1-2, 5-7
- 9 4. State AGs' responses to Meta's Second Set of Interrogatories
- 10 5. State AGs' responses to Meta's Third Set of RFPs
- 11 6. Meta's responses to State AGs' RFP Nos. 102, 162-163
- 12 7. Meta's responses to State AGs' RFPs related to structured financial data
- 13 8. State AGs' 30(b)(6) Deposition Notice of Meta

14 **F. Meta v. PI/SD Plaintiffs**

- 15 1. School District RFP No. 3 from Set A
- 16 2. Privilege disputes

17 **G. Snap v. PI/SD Plaintiffs**

- 18 1. Snap's production of certain non-custodial sources
- 19 2. Snap's assertion of privilege over certain hyperlink requests and redacted material

20 **H. TikTok v. PI/SD Plaintiffs**

- 21 1. Personnel materials for certain deponents
- 22 2. School District RFP No. 5
- 23 3. Plaintiffs' challenges to the TikTok Defendants' privilege claims
- 24 4. Interrogatories Sets 4 & 5
- 25 5. User Feedback Data Spreadsheets

1 6. Errors in TikTok's production of chat files¹
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3 **I. YouTube v. PI/SD Plaintiffs**
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5 1. RFP Nos. 16 and 18, per Stipulated Order (Dkt. 1294) – negotiating search terms
6 2. RFP Nos. 86-87 – awaiting proposal from YouTube re search and production of
7 sampling of advertisements responsive to these RFPs
8 3. Production and meet-and-confer re non-custodial sources
9 4. Privilege log challenges
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¹ Plaintiffs reserve the right to make this issue ripe and the Parties may ask to update the Court regarding the status of TikTok's document productions at the DMC.

1 Respectfully submitted,

2 DATED: February 7, 2025

3 By: /s/ Lexi J. Hazam
4 LEXI J. HAZAM
5 **LIEFF CABRASER HEIMANN &**
6 **BERNSTEIN, LLP**
7 275 BATTERY STREET, 29TH FLOOR
8 SAN FRANCISCO, CA 94111-3339
9 Telephone: 415-956-1000
10 lhazam@lchb.com

11 PREVIN WARREN
12 **MOTLEY RICE LLC**
13 401 9th Street NW Suite 630
14 Washington DC 20004
15 Telephone: 202-386-9610
16 pwarren@motleyrice.com

17 Co-Lead Counsel

18 CHRISTOPHER A. SEEGER
19 **SEEGER WEISS, LLP**
20 55 CHALLENGER ROAD, 6TH FLOOR
21 RIDGEFIELD PARK, NJ 07660
22 Telephone: 973-639-9100
23 cseeger@seegerweiss.com

24 Counsel to Co-Lead Counsel and Settlement Counsel

25 JENNIE LEE ANDERSON
26 **ANDRUS ANDERSON, LLP**
27 155 MONTGOMERY STREET, SUITE 900
28 SAN FRANCISCO, CA 94104
Telephone: 415-986-1400
jennie@andrusanderson.com

Liaison Counsel and Ombudsperson

MATTHEW BERGMAN
SOCIAL MEDIA VICTIMS LAW CENTER
821 SECOND AVENUE, SUITE 2100
SEATTLE, WA 98104
Telephone: 206-741-4862
matt@socialmediavictims.org

JAMES J. BILSBORROW
WEITZ & LUXENBERG, PC
700 BROADWAY

1 NEW YORK, NY 10003
2 Telephone: 212-558-5500
3 jbilsborrow@weitzlux.com

4 ELLYN HURD
5 **SIMMONS HANLY CONROY, LLC**
6 112 MADISON AVE, 7TH FLOOR
7 NEW YORK, NY 10016
8 Telephone: 212-257-8482
9 ehurd@simmonsfirm.com

10 ANDRE MURA
11 **GIBBS LAW GROUP, LLP**
12 1111 BROADWAY, SUITE 2100
13 OAKLAND, CA 94607
14 Telephone: 510-350-9717
15 amm@classlawgroup.com

16 MICHAEL M. WEINKOWITZ
17 **LEVIN SEDRAN & BERMAN, LLP**
18 510 WALNUT STREET
19 SUITE 500
20 PHILADELPHIA, PA 19106
21 Telephone: 215-592-1500
22 mweinkowitz@lfsbalw.com

23 MELISSA YEATES
24 **KESSLER TOPAZ MELTZER & CHECK LLP**
25 280 KING OF PRUSSIA ROAD
26 RADNOR, PA 19087
27 Telephone: 610-667-7706
28 myeates@ktmc.com

29 Plaintiffs' Steering Committee Leadership

30 RON AUSTIN
31 **RON AUSTIN LAW**
32 400 MANHATTAN BLVD.
33 HARVEY, LA 70058
34 Telephone: 504-227-8100
35 raustin@ronaustinlaw.com

36 AELISH M. BAIG
37 **ROBBINS GELLER RUDMAN & DOWD LLP**
38 1 MONTGOMERY STREET, #1800
39 SAN FRANCISCO, CA 94104
40 Telephone: 415-288-4545
41 AelishB@rgrd.com

1
2 PAIGE BOLDT
3 **ANAPOL WEISS**
4 130 N. 18TH STREET, #1600
5 PHILADELPHIA, PA 19103
6 Telephone: 215-929-8822
7 pboldt@anapolweiss.com
8
9

10 THOMAS P. CARTMELL
11 **WAGSTAFF & CARTMELL LLP**
12 4740 Grand Avenue, Suite 300
13 Kansas City, MO 64112
14 Telephone: 816-701-1100
15 tcartmell@wcllp.com
16
17

18 FELICIA CRAICK
19 **KELLER ROHRBACK LLP**
20 1201 THIRD AVENUE, SUITE 3400
21 SEATTLE< WA 98101
22 Telephone: 206-623-1900
23 fcraick@kellerrohrback.com
24
25

26 SARAH EMERY
27 **HENDY JOHNSON VAUGHN EMERY PSC**
28 600 WEST MAIN STREET, SUITE 100
LOUISVILLE, KT 40202
Telephone: 859-600-6725
semery@justicestartshere.com
29
30

31 KIRK GOZA
32 **GOZA HONNOLD**
33 9500 NALL AVE. #400
OVERLAND PARK, KS 66207
34 Telephone: 913-412-2964
35 Kgoza @gohonlaw.com
36
37

38 RONALD E. JOHNSON, JR.
39 **HENDY JOHNSON VAUGHN EMERY PSC**
40 600 WEST MAIN STREET, SUITE 100
LOUISVILLE, KT 40202
41 Telephone: 859-578-4444
42 rjohnson@justicestartshere.com
43
44

45 MATTHEW P. LEGG
46 **BROCKSTEDT MANDALAS FEDERICO, LLC**
47 2850 QUARRY LAKE DRIVE, SUITE 220
BALTIMORE, MD 21209
48 Telephone: 410-421-7777
49
50

1 mlegg@lawbmf.com
2
3
4
5
6

SIN-TING MARY LIU
AYLSTOCK WITKIN KREIS &
OVERHOLTZ, PLLC
17 EAST MAIN STREET, SUITE 200
PENSACOLA, FL 32502
Telephone: 510-698-9566
mliu@awkolaw.com

7 JAMES MARSH
8 MARSH LAW FIRM PLLC
9 31 HUDSON YARDS, 11TH FLOOR
NEW YORK, NY 10001-2170
10 Telephone: 212-372-3030
jamesmarsh@marshlaw.com

11 JOSEPH H. MELTER
12 KESSLER TOPAZ MELTZER & CHECK LLP
280 KING OF PRUSSIA ROAD
13 RADNOR, PA 19087
14 Telephone: 610-667-7706
jmeltzer@ktmc.com

15 HILLARY NAPPI
16 HACH & ROSE LLP
17 112 Madison Avenue, 10th Floor
New York, New York 10016
18 Telephone: 212-213-8311
hnappi@hrsclaw.com

19 EMMIE PAULOS
20 LEVIN PAPANTONIO RAFFERTY
21 316 SOUTH BAYLEN STREET, SUITE 600
PENSACOLA, FL 32502
22 Telephone: 850-435-7107
epaulos@levinlaw.com

23 RUTH THI RIZKALLA
24 THE CARLSON LAW FIRM, PC
1500 ROSECRANS AVE., STE. 500
25 MANHATTAN BEACH, CA 90266
Telephone: 415-308-1915
26 rrizkalla@carlsonattorneys.com

27 ROLAND TELLIS
28 DAVID FERNANDES
BARON & BUDD, P.C.

1 15910 Ventura Boulevard, Suite 1600
2 Encino, CA 91436
3 Telephone: 818-839-2333
4 rtellis@baronbudd.com
dfernandes@baronbudd.com

5 DIANDRA "FU" DEBROSSE ZIMMERMANN
6 **DICELLO LEVITT**
7 505 20th St North
8 Suite 1500
Birmingham, Alabama 35203
Telephone: 205-855-5700
fu@dicellosevitt.com

9 Plaintiffs' Steering Committee Membership

10 JOSEPH VANDZANDT
11 **BEASLEY ALLEN**
12 234 COMMERCE STREET
13 MONTGOMERY, LA 36103
14 Telephone: 334-269-2343
joseph.vanzandt@beasleyallen.com

15 Federal/State Liaison

16 *Attorneys for Individual Plaintiffs*

1 **PHILIP J. WEISER**
2 Attorney General
3 State of Colorado

4 /s/ Krista Batchelder
5 Krista Batchelder, CO Reg. No. 45066,
6 *pro hac vice*
7 Deputy Solicitor General
8 Shannon Stevenson, CO Reg. No. 35542, *pro hac vice*
9 Solicitor General
10 Elizabeth Orem, CO Reg. No. 58309, *pro hac vice*
11 Assistant Attorney General
12 Colorado Department of Law
13 Ralph L. Carr Judicial Center
14 Consumer Protection Section
15 1300 Broadway, 7th Floor
16 Denver, CO 80203
17 Phone: (720) 508-6651
18 krista.batchelder@coag.gov
19 Shannon.stevenson@coag.gov
20 Elizabeth.orem@coag.gov

21 *Attorneys for Plaintiff State of Colorado, ex rel.*
22 *Philip J. Weiser, Attorney General*

23 **ROB BONTA**
24 Attorney General
25 State of California

26 /s/ Megan O'Neill
27 Nicklas A. Akers (CA SBN 211222)
28 Senior Assistant Attorney General
Bernard Eskandari (SBN 244395)
Emily Kalanithi (SBN 256972)
Supervising Deputy Attorneys General
Nayha Arora (CA SBN 350467)
Megan O'Neill (CA SBN 343535)
Joshua Olszewski-Jubelirer (CA SBN 336428)
Marissa Roy (CA SBN 318773)
Brendan Ruddy (CA SBN 297896)
Deputy Attorneys General
California Department of Justice
Office of the Attorney General
455 Golden Gate Ave., Suite 11000
San Francisco, CA 94102-7004
Phone: (415) 510-4400
Fax: (415) 703-5480

1 Megan.Oneill@doj.ca.gov
2
3

4
5 *Attorneys for Plaintiff the People of the State of*
6 *California*
7
8

9
10 **RUSSELL COLEMAN**
11 Attorney General
12 Commonwealth of Kentucky
13
14

15 /s/ Philip Heleringer
16 J. Christian Lewis (KY Bar No. 87109),
17 *Pro hac vice*
18 Philip Heleringer (KY Bar No. 96748),
19 *Pro hac vice*
20 Zachary Richards (KY Bar No. 99209),
21 *Pro hac vice*
22 Daniel I. Keiser (KY Bar No. 100264),
23 *Pro hac vice*
24 Matthew Cocanougher (KY Bar No. 94292),
25 *Pro hac vice*
26 Assistant Attorneys General
27 1024 Capital Center Drive, Suite 200
28 Frankfort, KY 40601
29 CHRISTIAN.LEWIS@KY.GOV
30 PHILIP.HELERINGER@KY.GOV
31 ZACH.RICHARDS@KY.GOV
32 DANIEL.KEISER@KY.GOV
33 MATTHEW.COCAPOUGH@KY.GOV
34 Phone: (502) 696-5300
35 Fax: (502) 564-2698
36
37

38 *Attorneys for Plaintiff the Commonwealth of Kentucky*
39
40

41 **MATTHEW J. PLATKIN**
42 Attorney General
43 State of New Jersey
44
45

46 /s/ Thomas Huynh
47 Kashif T. Chand (NJ Bar No. 016752008),
48 *Pro hac vice*
49 Section Chief, Deputy Attorney General
50 Thomas Huynh (NJ Bar No. 200942017),
51 *Pro hac vice*
52 Assistant Section Chief, Deputy Attorney General
53 Verna J. Pradaxay (NJ Bar No. 335822021),
54 *Pro hac vice*
55 Mandy K. Wang (NJ Bar No. 373452021),
56
57

1 *Pro hac vice*
2 Deputy Attorneys General
3 New Jersey Office of the Attorney General,
4 Division of Law
5 124 Halsey Street, 5th Floor
6 Newark, NJ 07101
7 Tel: (973) 648-2052
8 Kashif.Chand@law.njoag.gov
9 Thomas.Huynh@law.njoag.gov
10 Verna.Pradaxay@law.njoag.gov
11 Mandy.Wang@law.njoag.gov

12 *Attorneys for Plaintiffs New Jersey Attorney General*
13 *and the New Jersey Division of Consumer Affairs*
14 *Matthew J. Platkin, Attorney General for the State of*
15 *New Jersey, and Cari Fais, Acting Director of the New*
16 *Jersey Division of Consumer Affairs*

1 COVINGTON & BURLING LLP
2

3 By: /s/ Ashley M. Simonsen
4 Ashley M. Simonsen, SBN 275203
5 COVINGTON & BURLING LLP
6 1999 Avenue of the Stars
7 Los Angeles, CA 90067
8 Telephone: (424) 332-4800
9 Facsimile: + 1 (424) 332-4749
10 Email: asimonsen@cov.com

11 Phyllis A. Jones, *pro hac vice*
12 Paul W. Schmidt, *pro hac vice*
13 COVINGTON & BURLING LLP
14 One City Center
15 850 Tenth Street, NW
16 Washington, DC 20001-4956
17 Telephone: + 1 (202) 662-6000
18 Facsimile: + 1 (202) 662-6291
19 Email: pajones@cov.com

20 *Attorney for Defendants Meta Platforms, Inc.*
21 *f/k/a Facebook, Inc.; Facebook Holdings,*
22 *LLC; Facebook Operations, LLC; Facebook*
23 *Payments, Inc.; Facebook Technologies, LLC;*
24 *Instagram, LLC; Siculus, Inc.; and Mark Elliot*
25 *Zuckerberg*

26 KING & SPALDING LLP
27

28 By: /s/ Geoffrey M. Drake
29 Geoffrey M. Drake, *pro hac vice*
30 TaCara D. Harris, *pro hac vice*
31 1180 Peachtree Street, NE, Suite 1600
32 Atlanta, GA 30309-3521
33 Telephone: (404) 572-4600
34 Facsimile: (404) 572-5100
35 Email: gdrake@kslaw.com
36 tharris@kslaw.com

37 Kristen R. Fournier, *pro hac vice*
38 KING & SPALDING LLP
39 1185 Avenue of the Americas, 34th Floor
40 New York, NY 10036-2601
41 Telephone: (212) 556-2100
42 Facsimile: (212) 556-2222
43 Email: kfournier@kslaw.com
44 David P. Mattern, *pro hac vice*

1 KING & SPALDING LLP
2 1700 Pennsylvania Avenue, NW, Suite 900
3 Washington, DC 20006-4707
4 Telephone: (202) 737-0500
Facsimile: (202) 626-3737
Email: dmattern@kslaw.com

5 Bailey J. Langner (SBN 307753)
6 KING & SPALDING LLP
7 50 California Street, Suite 3300
8 San Francisco, CA 94111
Telephone: (415) 318-1200
Facsimile: (415) 318-1300
Email: blangner@kslaw.com

9
10 Andrea Roberts Pierson, *pro hac vice*
11 FAEGRE DRINKER LLP
12 300 N. Meridian Street, Suite 2500
13 Indianapolis, IN 46204
Telephone: + 1 (317) 237-0300
Facsimile: + 1 (317) 237-1000
Email: andrea.pierson@faegredrinker.com

14
15 Amy R. Fiterman, *pro hac vice*
16 FAEGRE DRINKER LLP
2200 Wells Fargo Center
90 South Seventh Street
17 Minneapolis, MN 55402
Telephone: +1 (612) 766-7768
Facsimile: +1 (612) 766-1600
Email: amy.fiterman@faegredrinker.com

18
19 *Attorneys for Defendants TikTok Inc., ByteDance Inc.,*
20 *TikTok Ltd., ByteDance Ltd., and TikTok LLC*

21
22 MUNGER, TOLLES & OLSON LLP
23 By: /s/ Jonathan H. Blavin
24 Jonathan H. Blavin, SBN 230269
MUNGER, TOLLES & OLSON LLP
25 560 Mission Street, 27th Floor
San Francisco, CA 94105-3089
Telephone: (415) 512-4000
Facsimile: (415) 512-4077
Email: jonathan.blavin@mto.com

26
27 Rose L. Ehler (SBN 29652)
28 Victoria A. Degtyareva (SBN 284199)

Laura M. Lopez, (SBN 313450)
Ariel T. Teshuva (SBN 324238)
MUNGER, TOLLES & OLSON LLP
350 South Grand Avenue, 50th Floor
Los Angeles, CA 90071-3426
Telephone: (213) 683-9100
Facsimile: (213) 687-3702
Email: rose.ehler@mto.com
Email: victoria.degtyareva@mto.com
Email: Ariel.Teshuva@mto.com

Lauren A. Bell (*pro hac vice forthcoming*)
MUNGER, TOLLES & OLSON LLP
601 Massachusetts Ave., NW St.,
Suite 500 E
Washington, D.C. 20001-5369
Telephone: (202) 220-1100
Facsimile: (202) 220-2300
Email: lauren.bell@mto.com

Attorneys for Defendant Snap Inc.

WILSON SONSINI GOODRICH & ROSATI
Professional Corporation
By: /s/ Brian M. Willen
Brian M. Willen (*pro hac vice*)
WILSON SONSINI GOODRICH & ROSATI
1301 Avenue of the Americas, 40th Floor
New York, New York 10019
Telephone: (212) 999-5800
Facsimile: (212) 999-5899
Email: bwillen@wsgr.com

Lauren Gallo White (SBN 309075)
Samantha A. Machock (SBN 298852)
WILSON SONSINI GOODRICH & ROSATI
One Market Plaza, Spear Tower, Suite 3300
San Francisco, CA 94105
Telephone: (415) 947-2000
Facsimile: (415) 947-2099
Email: lwhite@wsgr.com
Email: smachock@wsgr.com

Christopher Chiou (SBN 233587)
Matthew K. Donohue (SBN 302144)
WILSON SONSINI GOODRICH & ROSATI
953 East Third Street, Suite 100
Los Angeles, CA 90013

1 Telephone: (323) 210-2900
2 Facsimile: (866) 974-7329
3 Email: cchiou@wsgr.com
Email: mdonohue@wsgr.com

4 *Attorneys for Defendants YouTube, LLC and Google*
5 *LLC*

6 WILLIAMS & CONNOLLY LLP
7 By: /s/ *Joseph G. Petrosinelli*
Joseph G. Petrosinelli (*pro hac vice*)
jpetrosinelli@wc.com
8 Ashley W. Hardin (*pro hac vice*)
ahardin@wc.com
9 680 Maine Avenue, SW
Washington, DC 20024
10 Telephone.: 202-434-5000
11 Fax: 202-434-5029

12 *Attorneys for Defendants YouTube, LLC and Google*
13 *LLC*

14 MORGAN, LEWIS & BOCKIUS LLP
15 By: /s/ Yarden R. Zwang-Weissman
Yarden R. Zwang-Weissman (SBN 247111)
16 300 South Grand Avenue, 22nd Floor
Los Angeles, CA 90071-3132
17 Tel.: 213.612.7238
Email: yardena.zwang-weissman@morganlewis.com

18 Brian Ercole (*pro hac vice*)
600 Brickell Avenue, Suite 1600
19 Miami, FL 33131-3075
20 Tel.: 305.415.3416
Email: brian.ercole@morganlewis.com

22 Stephanie Schuster (*pro hac vice*)
1111 Pennsylvania Avenue NW
23 NW Washington, DC 20004-2541
24 Tel.: 202.373.6595
Email: stephanie.schuster@morganlewis.com

25 *Attorneys for Defendants YouTube, LLC and Google*
26 *LLC*

1 **ATTESTATION**
2
3
4

I, Ashley M. Simonsen, hereby attest, pursuant to N.D. Cal. Civil L.R. 5-1, that the concurrence
to the filing of this document has been obtained from each signatory hereto.
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13
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15
16
17
18
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21
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24
25
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28

Dated: February 7, 2025

By: /s/ Ashley M. Simonsen